

ASSIGNED

34957

Serial No.

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office..... FEB 8 1978

Returned to applicant for correction..... MAY 24 1978

Corrected application filed..... Map filed JUN 6 1978

The applicant..... Garrett Van Diest

P.O. Box 867..... of Winnemucca.....
Street and No. or P.O. Box No. City or Town

Nv. 89445....., hereby make application for permission to change the
State and Zip Code No.

place of use

of water heretofore appropriated under..... permit 29222, cert. 8708

(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

1. The source of water is..... underground.....
Name of stream, lake or other source.

2. The amount of water to be changed..... 2.53 cfs.....
Second feet, acre feet.

3. The water to be used for..... irrigation.....
If for stock state number and kind of animals.

4. The water heretofore used for..... irrigation & domestic.....
If for stock state number and kind of animals.

5. The water is to be diverted at the following point..... in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ sec. 23, T34N, R37E,
MDB&M; or a point from which the south $\frac{1}{4}$ corner of said sec. 23
Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be
bears S 40° 28' W, 62 ft.
stated.

6. The existing point of diversion is located within..... same

If point of diversion is not changed, do not answer.

7. Proposed place of use..... SW $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$, 1.485 acres
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
NW $\frac{1}{4}$ SW $\frac{1}{4}$, 1.485 acres SW $\frac{1}{4}$ SW $\frac{1}{4}$, all in sec. 23, T34N, R37E, MDB&M,
162.97 total acres

8. Existing place of use..... 10 acres NE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$ in sec. 23, 30.3 acres
Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.
NW $\frac{1}{4}$ NE $\frac{1}{4}$, 39.6 acres NE $\frac{1}{4}$ NE $\frac{1}{4}$, 3.07 acres SE $\frac{1}{4}$ NE $\frac{1}{4}$ in sec. 26, all in
T34N, R37E, MDB&M, 162.97 acres

9. Use will be from..... January 1..... to..... December 31..... of each year.
Day and Month Day and Month

10. Use has been from..... January 1..... to..... December 31..... of each year.
Day and Month Day and Month

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and
specifications of your diversion or storage works.)..... change in irrigation system

State manner in which water is to be diverted, whether by dam or other works,

whether through pipes, ditches, flumes, or other conduits.

12. Estimated cost of works..... over \$1000
13. Estimated time required to construct works..... 1 year
14. Estimated time required to complete the application of water to beneficial use..... 2 years
15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Change needed to install a more convenient irrigation
system

Compared. gk/ha..... gk/bc..... Applicant. Garrett Van Diest

By s/ J.R. Caldwell
P.O. Box 432
Winnemucca, Nv 89445

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the place of use of a portion of the waters of an underground source as heretofore granted under Permit 29222, Certificate 8708, is issued subject to the terms and conditions imposed in said Permit 29222, Certificate 8708, and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a measuring device must be installed in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

The total combined amount of water granted under this permit and Permit 34958 is limited to what the well covered under the two permits is capable of producing. If certificates of appropriation are issued under this permit and Permit 34958, the total combined amount of appropriation granted in said certificates shall not exceed what the well covered under the two permits is capable of producing.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed..... 2.53.....cubic feet per second, but not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Actual construction work shall begin on or before..... July 28, 1981

Proof of commencement of work shall be filed before..... August 28, 1981

Work must be prosecuted with reasonable diligence and be completed on or before..... July 28, 1982

Proof of completion of work shall be filed before..... August 28, 1982

Application of water to beneficial use shall be made on or before..... July 28, 1984

Proof of the application of water to beneficial use shall be filed on or before..... August 28, 1984

Map in support of proof of beneficial use shall be filed on or before..... August 28, 1984

Commencement of work filed.....
Completion of work filed..... FEB 24 1982
Proof of beneficial use filed.....
Cultural map filed.....
Certificate No. 9880 Issue MAR 11 1982
Recorded..... Bk. 33 Page.....

IN TESTIMONY WHEREOF, I WILLIAM J. NEWMAN
State Engineer of Nevada, have hereunto set my hand and the seal of
my office, this 28th day of JANUARY

A.D. 1981

William J. Newman
State Engineer